

Robert A. Julian (SBN 99469)  
Cecily A. Dumas (SBN 111449)  
BAKER & HOSTETLER LLP  
1160 Battery Street, Suite 100  
San Francisco, CA 94111  
Telephone: 628.208.6434  
Facsimile: 310.820.8859  
Email: rjulian@bakerlaw.com  
Email: cdumas@bakerlaw.com

Eric E. Sagerman (SBN 155496)  
Lauren T. Attard (SBN 320898)  
BAKER & HOSTETLER LLP  
11601 Wilshire Boulevard  
Suite 1400  
Los Angeles, CA 90025  
Telephone: 310.820.8800  
Facsimile: 310.820.8859  
Email: esagerman@bakerlaw.com  
Email: lattard@bakerlaw.com

*Counsel for Official Committee of Tort Claimants*

**UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION**

**In re:**

**PG&E CORPORATION**

**-and-**

**PACIFIC GAS AND ELECTRIC  
COMPANY,**

**Debtors.**

- ☐ Affects PG&E Corporation  
☐ Affects Pacific Gas and Electric Company  
☒ Affects both Debtors

*\*All papers shall be filed in the Lead Case,  
No. 19-30088 (DM)*

Bankruptcy Case  
No. 19-30088 (DM)

Chapter 11  
(Lead Case)  
(Jointly Administered)

**DECLARATION OF KAREN  
LOCKHART REGARDING THE  
MOTION OF THE OFFICIAL  
COMMITTEE OF TORT CLAIMANTS  
PURSUANT TO 11 U.S.C. §§ 105(a) AND  
501 AND FED. R. BANKR. P. 3001(a)  
FOR ENTRY OF AN ORDER  
APPROVING PROPOSED MODEL  
PROOF OF CLAIM FORM FOR FIRE  
CLAIMS AND RELATED  
PROCEDURES**

Date: June 11, 2019  
Time: 9:30 a.m. (Pacific Time)  
Place: United States Bankruptcy Court  
Courtroom 17, 16th Floor  
San Francisco, CA 94102

1 Karen Lockhart, pursuant to 28 U.S.C. § 1746, hereby declares as follows:

2 1. I am the Chair of the Official Committee of Tort Claimants (the “**TCC**”). I submit  
3 this declaration in support of the *Motion of the Official Committee of Tort Claimants Pursuant to*  
4 *11 U.S.C. §§ 105(a) and 501 and Fed. R. Bankr. P. 3001(a) for Entry of An Order Approving*  
5 *Proposed Model Proof of Claim Form for Fire Claims and Related Procedures* (the “**Motion**”).<sup>1</sup>

6 2. The TCC anticipates that thousands of parties are likely to file claims in the above-  
7 captioned chapter 11 cases (the “**Chapter 11 Cases**”) arising from or relating to fires that the PG&E  
8 Corporation (“**PG&E Corp.**”) and Pacific Gas and Electric Company (“**Utility**”), as debtors and  
9 debtors in possession (collectively, “**PG&E**” or the “**Debtors**”), are alleged to have caused (each,  
10 a “**Fire Claimant**” and, collectively, the “**Fire Claimants**”).

11 3. The fires at issue include fires that occurred over a three-year period—the November  
12 2018 Camp Fire, the October 2017 Atlas Fire, the October 2017 Adobe Fire, the October 2017 Bear  
13 Fire, the October 2017 Blue Fire, the October 2017 Cascade Fire, the October 2017 Cherokee Fire,  
14 the October 2017 Honey Fire, the October 2017 La Porte Fire, the October 2017 Lobo Fire, the  
15 October 2017 McCourtney Fire, the October 2017 Norrbom Fire, the October 2017 Nuns Fire, the  
16 October 2017 Oakmont Fire, the October 2017 Partrick Fire, the October 2017 Pocket Fire, the  
17 October 2017 Point Fire, the October 2017 Potter Fire, the October 2017 Pythian Fire, the  
18 October 2017 Redwood Fire, the October 2017 Sulphur Fire, the October 2017 Sullivan Fire, the  
19 October 2017 Tubbs Fire, the October 2017 37 Fire, the December 2016 Ghost Ship Fire,  
20 the September 2015 Butte Fire, and other fires that occurred in California prior to the Petition Date  
21 (each, a “**Fire**” and, collectively, the “**Fires**”).

22 4. On March 14, 2019, the Debtors filed their Schedules of Assets and Liabilities  
23 (collectively, the “**Schedules**”). See Dkt. Nos. 900 & 906. The Debtors scheduled each Fire Claim  
24 in an “undetermined” amount and as “disputed,” “contingent,” and “unliquidated.” Many Fire  
25 Claimants have begun filing proofs of claim using the form provided by Prime Clerk on its  
26 website—*i.e.*, Official Form 410.

27  
28 <sup>1</sup> Capitalized terms used but not otherwise defined herein shall have the meanings given to them in the Motion and the Memorandum in Support thereof.

1           5.       Official Form 410 is not tailored to prepetition claims against the Debtors for  
2 monetary losses, personal injuries (including death), losses or asserted damages arising out of or  
3 relating to the Fires (each, a “**Fire Claim**” and, collectively, the “**Fire Claims**”). The TCC  
4 respectfully submits that the proof of claim form for a Fire Claim should be customized to target  
5 information regarding the events giving rise to the Fire Claim, the alleged harm, and the damages  
6 sought, and should eliminate the need to provide information that may not be available at this time.

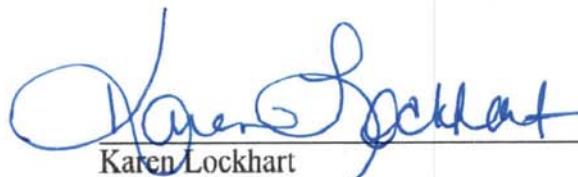
7           6.       The TCC has prepared a model proof of claim form, attached to the Motion as  
8 **Exhibit A** (the “**Fire Proof of Claim Form**”). The Fire Proof of Claim Form is intended to  
9 simplify the process for Fire Claimants to file a proof of claim against the Debtors in respect of any  
10 prepetition Fire Claim (each, a “**Fire Proof of Claim**”).

11          7.       The TCC is not asking the Court to require Fire Claimants that have already filed a  
12 proof of claim using Official Form 410 to file a new proof of claim. The TCC is not asking the  
13 Court to establish a bar date for any party to file a proof of claim, including Fire Proofs of Claim,  
14 or to approve the form or manner of any notices to be given to known and unknown claimants,  
15 including the notice of any bar date or any notice by publication. To implement the use of the  
16 proposed Fire Proof of Claim Form, the TCC proposes procedures to provide instruction as to how  
17 to use the Fire Proof of Claim Form and to eliminate uncertainty among Fire Claimants that have  
18 already filed proofs of claim against the Debtors.

19          8.       The TCC believes that it is both necessary and appropriate for the Court to approve  
20 a model proof of claim form for Fire Claims at this early stage in the Chapter 11 Cases so that Fire  
21 Claimants that access the website maintained by Prime Clerk for the Chapter 11 Cases can avail  
22 themselves of the simplified form. The Fire Proof of Claim Form was designed with these  
23 objectives in mind and to ease the burden imposed on Fire Claimants by not requiring Fire  
24 Claimants to provide information that is not available and, instead, focus on information that will  
25 provide all parties in interest with clear notice of the basis for and events giving rise to each Fire  
26 Claim.

1           9.       I declare under penalty of perjury that the foregoing is true and correct to the best of  
2 my knowledge and belief.

3  
4 DATED: April 24, 2019

  
Karen Lockhart